

## UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Sep 23, 2024

SEAN F. McAVOY, CLERK

KEVIN K.,

\_\_\_\_\_  
*Plaintiff*

v.

MARTIN O'MALLEY,  
COMMISSIONER OF SOCIAL SECURITY,

Civil Action No. 2:23-cv-00148-RHW

\_\_\_\_\_  
*Defendant*

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_

☒ other: The Report and Recommendation, ECF No. 18, is ADOPTED in its entirety.  
Plaintiff's Motion for Summary Judgment, ECF No. 13, is GRANTED.  
The Commissioner's decision is REVERSED and this matter is REMANDED for further administrative proceedings  
pursuant to sentence four of 42 U.S.C. § 405(g).  
Judgment entered in favor of Plaintiff.

This action was (*check one*):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge ROBERT H. WHALEY \_\_\_\_\_

Date: 9/23/2024

CLERK OF COURT

SEAN F. McAVOY

s/ Nicole Cruz

(By) Deputy Clerk

Nicole Cruz